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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant Lindqvist

Group Art Unit:

2134

Serial No.:

09/974,554

Examiner:

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Filed:

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October 10, 2001

For:

DATACAST DISTRIBUTION SYSTEM

INFORMATION DISCLOSURE STATEMENT

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is filed in accordance with 37 C.F.R. §§1.56, 1.97 and 1.98. The items listed on Form PTO-1449, a copy of which is enclosed, are made of record to assist the Patent and Trademark Office in its examination of this application. The Examiner is respectfully requested to fully consider the items and to independently ascertain their teaching.

1.	\square				
	\boxtimes	For each of the following items listed on the enclosed copy of Form PTO-1449 that is not in the English language, an English language translation of that item or a portion thereof or a concise explanation of the relevance of that item is enclosed:			
		For JP 10-209987, which is in the Japanese language, a concise explanation of relevance are satisfied by the enclosed English language version of the patent. MPEP, § 609IIIA(3), p. 600-129 (8th Ed., Incorporating Rev. No. 2, May 2004)			
2.		For each of the following items listed on the enclosed copy of Form PTO-1449 that i not in the English language, a concise explanation of the relevance of that item is incorporated in the specification of the above-identified application.			
3.		Any copy of the items listed on the enclosed copy of Form PTO-1449 that is not enclosed with this Information Disclosure Statement was previously cited by or submitted to the Patent and Trademark Office in application Serial No, filed			
4.		No fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with:			
		37 C.F.R. §1.97(b)(1), within three months of the filing date of a national application other than a CPA; or			

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,W		Serial No. <u>09/974,554</u>
, c ,		37 C.F.R. §1.97(b)(2), within three months of the date of entry into the national stage as set forth in §1.491 in an international application; or
		37 C.F.R. §1.97(b)(3), before the mailing date of a first Office action on the merits; or
	\boxtimes	37 C.F.R. §1.97(b)(4) before the mailing date of a first office action after the filing of an RCE under §1.114.
5.	since in para Allow	e is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement it is being filed in compliance with 37 C.F.R. §1.97(c), after the period specified agraph 4 above but before the mailing date of a final action or a Notice of ance (where there has been no prior final action), and is accompanied by one of rtifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 9 below.
6.	it is be	is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since eing filed in compliance with 37 C.F.R. §1.97(c), after the period specified in raph 4 above but before the mailing date of a final action or a notice of ance (where there has been no prior final action):
		A check in the amount of \$180.00 is enclosed in payment of the fee.
		Charge the fee to Deposit Account No. <u>13-4500</u> , Order No A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
7.	it is be action	is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since eing filed in compliance with 37 C.F.R. §1.97(d), after the mailing date of a final or a notice of allowance, whichever comes first, but before payment of the issue and is accompanied by:
		ne of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 9 elow; and
		the fee due under 37 C.F.R. §1.17(p) which is paid as set forth in paragraph 11 below.
8.	This I	nformation Disclosure Statement is being filed in compliance with:
	a. 🗌	37 C.F.R. §1.313(b)(3) or §1.313(c)(1), after the issue fee has been paid and information cited in this Information Disclosure Statement may render at least one claim unpatentable and is accompanied by the attached Petition To Withdraw Application From Issue and fee pursuant to 37 C.F.R. §1.17(h);
	b. 🗌	37 C.F.R. §1.313(c)(2) or §1.313(c)(3), after the issue fee has been paid and information cited in this Information Disclosure Statement is to be considered in a Request for Continued Examination (RCE) or a Continuation application upon abandonment of the instant application and is accompanied by the attached Petition To Withdraw Application From Issue and fee pursuant to 37 C.F.R. §1.17(h).

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*	c. The fee due under 37 C.F.R. §§1.17(h) is paid as set forth in paragraph 11 below.						
9.	I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.						
	I hereby certify that no item of information in the Information Disclosure Statement filed herewith was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.						
10.	This document is accompanied by \square a Search Report \boxtimes Communication which was cited in a corresponding \boxtimes PCT or \square Foreign counterpart application						
11.	A check in the amount of \$ is enclosed in payment of the fees due under 37 C.F.R. §§1.17(h) and 1.17(p).						
	Charge the fees due under 37 C.F.R. §§1.17(h) and 1.17(p) to Deposit Account No. <u>13-4500</u> , Order No. <u>4208-4026</u> . A DUPLICATE COPY OF THIS SHEET IS ATTACHED.						
X	The Commissioner is hereby authorized to charge any additional fees which may be required for this Information Disclosure Statement, or credit any overpayment to Deposit Account No. <u>13-4500</u> , Order No. <u>4208-4026</u> . A DUPLICATE COPY OF THIS SHEET IS ATTACHED.						
	Respectfully submitted, MORGAN & FINNEGAN, L.L.P.						
Dated: <u>N</u>	1ay 15, 2006 By: Angus R. Gill Registration No. 51,133						
Correspo	ondence Address:						
MORGA	N & FINNEGAN, L.L.P.						
3 World Financial Center							
	k, NY 10281-2101						
` '	5-8700 Telephone						
(212)41	(212) 415-8701 Facsimile						

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INFORMATION DISCLOSURE CITATION

Attorney Docket:	Serial No.:
4208-4026	09/974,554
Applicant:	
Lindqvist	<u></u>
Filing Date:	Group Art Unit:
October 10, 2001	2134

Examiner	Patent		PATENT DOCUMENTS			
Initial	Number	Publication Date	Name	Class	Sub-Class	Filing Date
	4,429,385	January 31, 1984	Cichelli et al.			
	5,757,907	May 26, 1998	Cooper et al.			
1.00	5,797,010	August 18, 1998	Brown			
	5,822,324	October 13, 1998	Kostresti et al.			
	5,914,712	June 22, 1999	Sartain et al.			
	5,945,987	August 31, 1999	Dunn			
	6,005,631	December 21, 1999	Anderson et al.			
	6,055,543	April 25, 2000	Christensen et al.			
	6,157,377	December 5, 2000	Shah-Nazaroff et al.			
	6,160,545	December 12, 2000	Eyer et al.			
	6,212,548 B1	April 3, 2001	DeSimone et al.			
	6,256,509 B1	July 3, 2001	Tanaka et al.			

	FOREIGN PATENT DOCUMENTS					
Examiner Initial	Patent Number	Publication Date	Country	Class	Sub-Class	Translation
	EP 0 752 787 A1	January 8, 1997	Europe			☐ Yes ☐ No
	10-209987	August 7, 1998	Japan			Yes □ No
	WO 99/51030	October 7, 1999	PCT			☐ Yes ☐ No
						☐ Yes ☐ No
						☐ Yes ☐ No
						☐ Yes ☐ No
						☐ Yes ☐ No
						☐ Yes ☐ No

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Papers, etc.)

Examiner		Date Considered
EXAMINER:	Initial if reference considered, whether or not citation is in conform Draw line through citation if not in conformance and not considere Include copy of this form with next communication to Applicant.	